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6 UNITED STATES DISTRICT COURT
7 NORTHERN DISTRICT OF CALIFORNIA

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9 AMERICAN, ETC., INC.,
10 Plaintiff,
11 v.
12 APPLIED UNDERWRITERS CAPTIVE
13 RISK ASSURANCE COMPANY, INC.,
14 Defendant.

Case No. [17-cv-03660-DMR](#)

**ORDER STRIKING PETITIONER'S
OBJECTION TO DECEMBER 28, 2017
ORDER**

Re: Dkt. No. 30

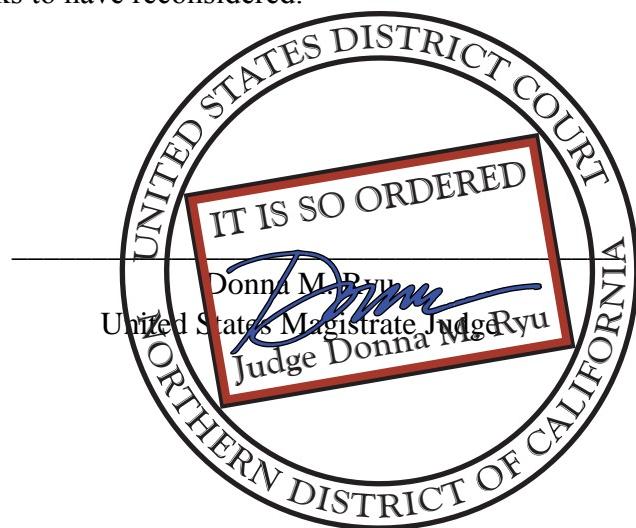
15 Petitioner American Etc, Inc. dba Royal Laundry ("Royal") filed a document entitled
16 "Objection to Magistrate's Recommendation to Confirm Arbitration Award" on January 4, 2018.
17 [Docket No. 30.] In its filing, Royal purports to object pursuant to Federal Rule of Civil
18 Procedure 72(b) to the court's December 28, 2017 Order Granting Motion to Confirm Arbitration
19 Award and Denying Motion to Vacate Arbitration Award (Docket No. 28). However, Rule 72(b)
20 is inapplicable, as both parties consented pursuant to 28 U.S.C. § 636(c) "to have a United States
21 magistrate judge conduct all further proceedings in this case, including . . . entry of final
22 judgment," and agreed that "appeal from the judgment shall be taken directly to the United States
23 Court of Appeals for the Ninth Circuit." [Docket Nos. 7 (Pet'r's Consent), 15 (Resp't's Consent).]
24 Accordingly, the January 4, 2018 Objection is stricken.

25 To the extent Royal seeks reconsideration of the December 28, 2017 Order, it must seek
26 leave to file a motion for reconsideration in compliance with Local Rule 7-9. The court notes that
27 pursuant to Local Rule 7-9(c), "[n]o motion for leave to file a motion for reconsideration may
28 repeat any oral or written argument made by the applying party in support of or in opposition to

1 the interlocutory order which the party now seeks to have reconsidered.”
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3 **IT IS SO ORDERED.**

4 Dated: January 4, 2018
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